

Express Mail Label No.: EU 282823029 US

Date of Deposit: September 24, 2002

Attorney Docket No. 21402-250  
(CURA-550)

09-25-02

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SEP 24 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: David Anderson *et al.*

SERIAL NO.: 10/052,648 Conf. No. 5999 EXAMINER: Not Yet Assigned

FILING DATE: January 18, 2002 ART UNIT: 1614

FOR: PROTEINS, POLYNUCLEOTIDES ENCODING THEM AND METHODS OF  
USING THE SAME

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

In response to the Notice to File Missing Parts mailed February 27, 2002, transmitted herewith for filing in the present application are the following documents:

1. Petition for a Five-Month Extension of Time (1 page);
2. Response to Missing Parts under 37 CFR 1.52 or 1.53 (1 page);
3. Executed Combined Declaration and Power of Attorney (8 pages);
4. Copy of Notice to File Missing Parts (2 pages);
5. Statement in Support of Computer Readable Form Submission (1 page);
6. Paper Copy of the Sequence Listing (177 pages);
7. Computer Readable Form Copy of the Sequence Listing (1 diskette);
8. Preliminary Amendment (1 pages);
9. Assignment Recordation Form (2 pages);
10. Assignment Document (10 pages);
11. Check number 1228 for \$130.00 to cover surcharge for filing Declaration and Power of Attorney;
12. Check number 1226 for \$1,960.00 to cover extension of time;
13. Check number 1227 for \$40.00 to cover Assignment Recordation Fee; and
14. Return Postcard.

This response is due on or before September 27, 2002. Applicants believe that no further fee is required for filing of the present submission. However, the Commissioner is hereby authorized to charge any additional fees that may be due, or to credit any overpayment, to Deposit Account No. 50-0311, Ref. No. 21402-250 (CURA-550).

Dated: September 24, 2002



30623

PATENT TRADEMARK OFFICE

Respectfully submitted,

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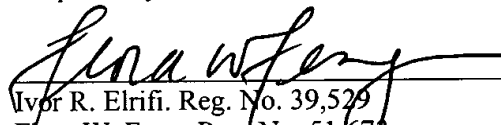
**BOX MISSING PARTS**  
Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice To File Missing Parts mailed February 27, 2002, Applicants submit herein the following: copy of the Notice To File Missing Parts; Assignment; Declaration and payment of the surcharge for filing (\$130.00) set forth in 37 C.F.R. § 1.16(e); Computer Readable Form copy of the "Sequence Listing" (1 diskette); Statement in Support of Computer Readable Form; paper copy of the "Sequence Listing" (177 pages); Preliminary Amendment; Petition for Extension of Time; and a check in the amount of \$1,960.00 to cover the Petition fee. With extension, this Response is due on or before September 27, 2002.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-250 (CURA-550).

Respectfully submitted,

  
Ivor R. Elrifi, Reg. No. 39,529  
Flora W. Feng, Reg. No. 51,678  
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Date: September 24, 2002



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER

10/052,648

FILING/RECEIPT DATE

01/18/2002

FIRST NAMED APPLICANT

David Anderson

ATTORNEY DOCKET NUMBER

21402-250 (CURA-550)

SEP 24 2002

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One Financial Center  
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CONFIRMATION NO. 5999

## FORMALITIES LETTER

\*OC000000007541971\*

Date Mailed: 02/27/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216

09/26/2002 SSITHIB1 00000132 10052648

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MINTZ LEVIN NEW YORK  
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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE